

REMARKS

The provisional rejection of claims 84, 85, 88-92, 94-107, 109 and 110 under the judicially-created doctrine of obviousness-type double patenting in view of co-pending application no. 10/801,487 was maintained. In response, submitted herewith is a terminal disclaimer to overcome this double patenting rejection. Furthermore, a terminal disclaimer, which disclaims the terminal part of the statutory term of any patent granted on 10/801,487 which extends beyond the expiration date of the full statutory term of any patent granted on the present application, was submitted to the U.S. Patent and Trademark Office on January 8, 2009. The double patenting rejection may be withdrawn in view of the terminal disclaimer.

For the Examiner's convenience, attached is a chart of all co-pending related applications. Applicants believe pending claims 84, 85, 88-92, 94-107, 109 and 110 are in condition for allowance. Applicants respectfully request reconsideration and withdrawal of all rejections and allowance of the claims currently under examination.

Dated: January 15, 2010

Respectfully submitted,

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